

~~DAUGHERTY~~

74-C-401

CIVIL DOCKET

DAUGHERTY

~~Cook~~

UNITED STATES DISTRICT COURT

Jury demand date:

D. C. Form No. 106A Rev.

TITLE OF CASE

ATTORNEYS

LEO C. GYNN,

Plaintiff,

-VS-

UNITED STATES OF AMERICA,
SECRETARY DEPARTMENT OF HEALTH,
EDUCATION, and WELFARE, SOCIAL
SECURITY ADMINISTRATION,

Defendant.

For plaintiff: Robert G. Brown (582-5141)
Suite 150, Law Bldg.
500 W. 7th
Tulsa, Ok 74119For defendant:
Bob Santee

STATISTICAL RECORD

COSTS

DATE

NAME OR
RECEIPT NO.

REC.

DISB.

J.S. 5 mailed 11/1/74
12-1-75

Clerk

10-15-74 Brown
10-17-74 C/D #18

15 00

15 00

J.S. 6 mailed 5-1-75

Marshal

Basis of Action: Appeal from
Decision of Sec. of HEW

Docket fee

Witness fees

Action arose at:

Depositions

DATE	PROCEEDINGS	Date Order or Judgment Noted
10-15-74	1. COMPLAINT, filed. Summons issued. b	
10-17-74	Return on U.S. Marshals service, summons, filed. Served USA by serving Nathan Graham & Atty. Gen. by certified mail on 10-16-74 at Tulsa & Wash. D.C. w/ fees of \$3.00; served Sec. of Dept. of HEW, Social Sec. Adm. by certified mail at Wash. D.C. on 10-16-74 w/ fees of \$3.00. Return receipt requested. k	
11-25-74	2. Deft's Motion for enlargement of time within which to answer or otherwise plead, filed. b <i>0.9</i>	
12-3-74	3. Order, filed, granting def. to 2/12/75 to ans. or plead.(FD-J)rm	
1-8-75	MO: Ordered by the Ct. that this case is transferred to Judge Cook(FD-J)rm	
1-15-75	4. ANSWER, filed, w/copy of transcript. lm	
1-15-75	MO: Ordered by Ct. that Judge Cook, having served as Chairman of the Appeals Council at the time this case was presented for final administrative determination on behalf of the Secretary of DHEW hereby disqualifies himself from this case, and the case is transferred back to Judge Fred Daugherty(HDC-J)lm <i>the mld.</i>	
1-29-75	MO: Ordered by the Court that this case is set for pre-trial conf. for 2/11/75 at 10:45 a.m. (FD-J)rm - notices	
2-11-75	Case called for pre-trial conf. Pltf. to get new doctor's report. Def. to check w/Dept of Justice as to an agreed remand. If they agree to remand, def. to prepare and have signed proper order of remand. If not, pltf. to file mo/remand. PT stricken pending possible remand. (FD-J)rm	
3-4-75	5. Motion of pltf. to remand to HEW, filed. g	
3-4-75	6. Brief in support of motion to remand, filed. g	
3-10-75	7. Letter, filed, of 3/7/75 from FD to def. granting them to 3/17/75 to respond to mo/remand of pltf., w/brief if opposed.(FD-J)rm	
3-17-75	8. Deft. Response to Motion to Remand. mm	
4-8-75	9. Order, filed and entered, granting pltf.'s motion to remand.(FD-J)rm copies mailed	
10-16-75	10. Motion to reinstate pltf's cause of action, filed. lm <i>g mld. J. Daugherty</i>	
10-16-75	11. Brief in support of pltf's motion to reinstate cause of action, filed. lm	
10-28-75	12. Letter, filed, from FD to USA granting them 10 days from 10/24/75 to respond to pltf. mo/reinstate cause of action.(FD-J)rm	
10-30-75	13. Response of Def. to pltf. mo/reinstate, filed. rm <i>file to FD</i>	
11-17-75	14. Order granting Pltf.'s motion to reinstate, filed. (FD-J), ph cps mld.	
12-10	MO: Case set for pre-trial conf. for Tues., 1/20/76, at 1:15 p.m. (FD-J)rm - notices	
1-13-76	MO: Ordered by the Ct. that pt conf. set for 1/20/76 before the Ct. is hereby stricken and parties directed to hold pt conf. between themselves, to be initiated by counsel for pltf., without presence of the Judge; that on or before 1/20/76, parties are to present to the Judge an approved pt order. Further that within 20 days from this date pltf. is to file brief on issues in case; def. 20 days to respond. (FD-J)rm-letter	

DATE	PROCEEDINGS	Date Order or Judgment Noted
1-23-76	15 Pretrial order, filed. (FD-J)ph cps mld	
2-13	16. Brief of pltf., filed. rm	
2-24	17. Memorandum in support of Deft's action & Motion to Affirm Decision, filed.k	
4-6	18. Memorandum opinion, filed and entered.(FD-J)rm-copies mailed	
4-6	19. Judgment, filed and entered, that the final decision of the Sec. of HEW should be and hereby is affirmed.(FD-J)rm-copies md.	

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